

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

MARSHALL BUTLER,)	
)	
Movant,)	No. 3:09-0755
)	(Criminal Case No. 3:07-00136-01)
v.)	JUDGE ECHOLS
)	
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

ORDER


In accordance with the Memorandum entered contemporaneously herewith,

(1) Marshall Butler's Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence is hereby DENIED;

(2) entry of this Order on the docket shall constitute entry of final Judgment in accordance with Federal Rules of Civil Procedure 58 and 79(a); and

(3) because Butler cannot demonstrate that jurists of reason would find it debatable whether the Court was correct in its rulings, a Certificate of Appealability will not issue. See Slack v. McDaniel, 529 U.S. 473, 483-84 (2000).

It is so ORDERED.



ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE